

SECTION 8 PROGRAM

MUNICIPAL BUILDING ANNEX • 255 MAIN STREET • WHITE PLAINS, NEW YORK 10601
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Please click below to view the proposed amendment to
the City of White Plains Section 8 Program
Administrative Plan

RESOLUTION ADOPTING AMENDMENTS TO THE CITY OF
WHITE PLAINS SECTION 8 PROGRAM ADMINISTRATIVE
PLAN WITH RESPECT TO THE TERMINATION OF
HOUSING ASSISTANCE PAYMENTS DUE TO
INSUFFICIENT FUNDING.

WHEREAS, pursuant to a resolution adopted by the Common Council on May 3, 1976, the City of White Plains (the "City") submitted to the U.S. Department of Housing and Urban Development ("HUD") an application for assistance under the Section 8 Housing Assistance Payments ("HAP") program ("Section 8"), later referred to as the Housing Choice Voucher ("HCV") Program; and

WHEREAS, the City is required by HUD to prepare and adopt a written Administrative Plan that establishes local policies for the administration of the HCV Program in accordance with HUD regulations; and

WHEREAS, an Administrative Plan that establishes policies and procedures for the administration of the City's Section 8 Program was adopted by the Common Council of the City of White Plains in January 1977, amended by the Common Council on April 3, 2000, December 6, 2004, November 7, 2005 and last amended on October 4, 2010; and

WHEREAS, HUD has determined that public housing agencies (PHAs) may terminate Housing Assistance Payment (HAP) contracts if funding is insufficient to support continued assistance for all families in the program; and

WHEREAS, the Administrative Plan, last amended on October 4, 2010, does not set procedures or criteria for determining how the HAP contracts may be terminated as a result of insufficient funding; and

WHEREAS, Notice PIH 2011-28 (HA) issued by HUD on May 27, 2011, provides; (1) guidance on actions PHAs may take to address financial shortfalls by reducing costs in the HCV program; and (2) information on the circumstances under which a PHA may deny a move under 24 CFR § 982.314(e)(1) or terminate a HAP contract under 24 CFR § 982.454 as a result of insufficient funding; and

WHEREAS, in accordance with the above-referenced HUD guidelines, the Agency established procedures and criteria to be included in the Administrative Plan regarding cost-saving measures in the HCV program, including the termination of HAP contracts, now therefore be it

RESOLVED, that the Common Council of the City of White Plains hereby approves the amendment to the City of White Plains Section 8 Program Administrative Plan, which shall consist of a new Section 4 subsection B that shall read as follows:

SECTION 4 HOUSING CHOICE VOUCHERS

B. Termination of Housing Choice Vouchers Due to Insufficient Funding

1. Actions Prior to Termination of Housing Choice Vouchers

The Agency may terminate HAP contracts if it is determined, in accordance with HUD requirements, that funding is insufficient to support continued assistance for all families in the program.

Prior to terminating any HAP contracts, the City will:

I. carefully consider the impact such actions would have on program participants;

ii. examine all other actions that can be taken to reduce program costs as specified in the HUD guidelines;

iii. take into consideration all of its available Section 8 budget authority including unspent prior year HAP fund reserves; and

iv. notify the HUD field office and its financial analyst at the Financial Management Center (FMC).

_____ 2. Order of Termination

_____ If after implementing all reasonable cost cutting measures the funding remains insufficient, HAP contracts may be terminated as a last resort in order to reduce HAP costs to a level within the total available budget authority available to the Section 8 program. Families with the highest Housing Assistance Payments shall be terminated first, in the order listed below:

_____ I. Non-elderly, non-disabled, non-resident individuals;

_____ ii. Non-elderly, non-disabled individuals;

_____ iii. Non-elderly, non-disabled, non-resident families with no children under the age of 18;

_____ iv. Non-elderly, non-disabled families with no children under the age of 18;

_____ v. Non-elderly, non-disabled, non-resident families with children under the age of 18;

_____ vi. Non-elderly, non-disabled families with children under the age of 18;

_____ vii. Non-resident Veterans, elderly and disabled families; and

_____ viii. Veterans, elderly and disabled families.

_____ **BE IT FURTHER RESOLVED**, that this resolution shall take effect immediately.

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF WHITE PLAINS SETTING A PUBLIC HEARING FOR March 4, 2013, IN RELATION TO THE APPROVAL OF AN AMENDMENT TO THE WHITE PLAINS SECTION 8 PROGRAM ADMINISTRATIVE PLAN.

RESOLVED, that a public hearing in relation to the approval of an amendment to the White Plains Section 8 Program Administrative Plan will be held before the Common Council on March 4, 2013, at 7:30 p.m., in the Common Council Chamber, Municipal Building, 255 Main Street, White Plains, New York; and be it further

RESOLVED, that the Director of the White Plains Section 8 Program is hereby directed to give notice of said public hearing; and be it further

RESOLVED, that the City Clerk is hereby directed to forward a certified copy of this resolution to the Director of the White Plains Section 8 Program.

Public Availability of the Section 8 Program Administrative Plan for review will be located :

Planning Department - 255 Main Street, City Hall Annex Bldg, White Plains, NY 10601

City Clerk - 255 Main Street 1st Fl, White Plains, NY 10601

Library - 100 Martine Avenue, White Plains, NY 10601

El Centro Hispano - 346 South Lexington Avenue, White Plains, NY 10606

Slater Center - 2 Fisher Court, White Plains, NY 10601

City Hall Website www.cityofwhiteplains.com Under White Plains News and URA page